

In re Patent Application of:  
**AVRON I. BRYAN, et al**  
Serial No. **10/752,214**  
Filing Date: **1/6/2004**

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### Remarks

Applicant and the undersigned would like to thank the Examiner for his efforts and guidance provided in the examination of this application. Claims 1, 2, 5-8, 10-19, and 21 remain in the case. Claims 3, 4, 9, and 20 are cancelled by this amendment.

Claims 1, 4-7, 16, 20, and 21 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,499,516 to Pope et al. Claims 1-21 was rejected under the doctrine of obviousness-type double patenting as being unpatentable over claim 1-18 of U.S. Patent No. 6,698,461.

A timely filed Terminal Disclaimer in compliance with 37 CFR §1.321(c) is hereto attached. U.S. Patent No. 6,698,461 and the instant application are commonly owned.

Independent claims 1, 5, 16, and 21 are amended to include the limitation of a vapor line in fluid communication between the target location and the source location for transferring vapor from the target location to the source location within the closed environment, which limitation is fully supported by the claims and specification as originally filed. By way of example, the prior art such as Pope '516 teaches vending through vent shaft (42) and vent valve (44) with reference to FIG. 1 and described in Col 4, Line 1.

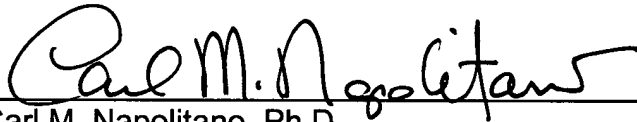
Applicant respectfully submits that the Terminal Disclaimed filed herewith and the above amendments place this application in a condition for allowance, and passage to issue is respectfully solicited. The Applicant and the undersigned would like to again

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thank the Examiner for his efforts in the examination of this application and for reconsideration of the claims as amended in light of the arguments presented. If the further prosecution of the application can be facilitated through telephone interview between the Examiner and the undersigned, the Examiner is requested to telephone the undersigned at the Examiner's convenience.

Respectfully submitted,



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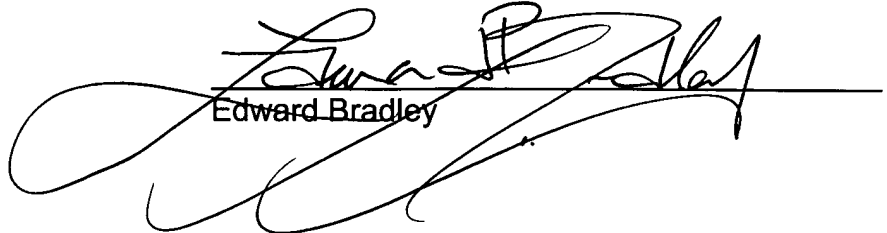
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Agent for Applicant

**CERTIFICATE OF MAILING**

I hereby certify that the foregoing is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 10<sup>th</sup> day of January, 2005.



Edward Bradley